



General Assembly

Amendment

February Session, 2022

LCO No. 4321



Offered by:

REP. D'AGOSTINO, 91st Dist.

To: Subst. House Bill No. **5331**

File No. 203

Cal. No. 185

"AN ACT CONCERNING THE LIQUOR CONTROL ACT AND RELATED STATUTES."

1 Strike section 1 in its entirety and substitute the following in lieu
2 thereof:

3 "Section 1. (NEW) (*Effective from passage*) (a) For the purposes of this
4 section:

5 (1) "Eligible domestic manufacturer" means the holder of a
6 manufacturer permit for (A) spirits issued under subsection (a) of
7 section 30-16 of the general statutes, (B) beer issued under subsection (b)
8 of section 30-16 of the general statutes, as amended by this act, (C) a farm
9 winery issued under subsection (c) of section 30-16 of the general
10 statutes, or (D) wine, cider and mead issued under subsection (d) of
11 section 30-16 of the general statutes;

12 (2) "Eligible foreign manufacturer" means an out-of-state person who,
13 or out-of-state entity that, (A) holds a valid permit or license issued by
14 another state that authorizes such person or entity to manufacture

15 alcoholic liquor in such state, (B) manufactured not more than fifty
 16 thousand gallons of alcoholic liquor annually for the three years
 17 preceding such person's or entity's participation in a festival, (C)
 18 distributes the alcoholic liquor such person or entity manufactures
 19 through a wholesaler permit issued under section 30-17 of the general
 20 statutes, and (D) (i) holds (I) an out-of-state shipper's permit for
 21 alcoholic liquor other than beer issued under section 30-18 of the general
 22 statutes, (II) an out-of-state winery shipper's permit for wine issued
 23 under section 30-18a of the general statutes, or (III) an out-of-state
 24 shipper's permit for beer issued under section 30-19 of the general
 25 statutes, or (ii) maintains an active alcoholic liquor brand registration
 26 with the Department of Consumer Protection;

27 (3) "Eligible manufacturer" means (A) an eligible domestic
 28 manufacturer, or (B) an eligible foreign manufacturer; and

29 (4) "Festival sponsor" means an entity operating on a nonprofit basis
 30 in this state, including, but not limited to, (A) an association, or a
 31 subsidiary of an association, that promotes manufacturing and selling
 32 alcoholic liquor in this state, (B) a civic organization operating in this
 33 state, and (C) a municipality in this state.

34 (b) A festival permit shall allow a festival sponsor to organize and
 35 sponsor a festival in this state in accordance with the provisions of this
 36 section by inviting eligible manufacturers to participate in such festival.
 37 Each festival permit issued by the Commissioner of Consumer
 38 Protection under this section shall be effective for not more than four
 39 consecutive days, and shall allow the festival sponsor to hold the festival
 40 on the days and times permitted under subsection (j) of section 30-91 of
 41 the general statutes, as amended by this act. The fee for each festival
 42 permit shall be seventy-five dollars.

43 (c) The commissioner shall not issue a festival permit under this
 44 section unless the festival sponsor has received all approvals required
 45 under local fire and zoning regulations.

46 (d) The festival sponsor shall disclose to each person who purchases

47 admission to the festival, at the time such person purchases such
48 admission, any and all restrictions or limitations of such admission,
49 including, but not limited to, the maximum number of glasses or other
50 receptacles suitable to permit the consumption of alcoholic liquor such
51 person is entitled to receive by virtue of purchasing such admission.

52 (e) Any municipality may, by ordinance or zoning regulation,
53 prohibit festivals in such municipality.

54 (f) Any eligible manufacturer may participate in a festival organized
55 and sponsored by a festival sponsor that invites such eligible
56 manufacturer to participate in such festival.

57 (g) Each participating eligible manufacturer may, during the festival
58 and for the alcoholic liquor such participating eligible manufacturer has
59 manufactured, (1) sell and directly ship to festival visitors, if allowed
60 under section 30-16 of the general statutes, as amended by this act,
61 alcoholic liquor that such participating eligible manufacturer sells to
62 festival visitors at such festival, (2) offer to festival visitors free or paid
63 samples or tastings of alcoholic liquor for consumption on the festival
64 premises, in accordance with the provisions of section 30-16 of the
65 general statutes, as amended by this act, (3) sell, at retail, for
66 consumption off the festival premises and in accordance with the
67 provisions of section 30-16 of the general statutes, as amended by this
68 act, bottles and other sealed containers of alcoholic liquor, and (4) sell,
69 at retail, alcoholic liquor by the glass or receptacle for consumption on
70 the festival premises, provided each such glass or receptacle is
71 embossed or otherwise permanently labeled with the name and date of
72 the festival.

73 (h) No participating eligible manufacturer may give, offer or sell to
74 any person or entity any alcoholic liquor that (1) such participating
75 eligible manufacturer has not manufactured, and (2) has not been
76 assigned to the holder of a wholesaler permit issued under section 30-
77 17 of the general statutes.

78 (i) A municipality may, by ordinance or zoning regulation, require

79 festival sponsors to ensure that (1) restrooms, or enclosed portable
80 toilets, are available either on or near the festival premises, and (2) food
81 is available to festival visitors for consumption on the festival premises
82 during all operating hours, provided no such ordinance or zoning
83 regulation shall require that food be purchased with an alcoholic
84 beverage.

85 (j) Festival sponsors shall be exempt from the requirements to affix
86 and maintain a placard, as provided in subdivision (3) of subsection (b)
87 of section 30-39 of the general statutes, as amended by this act. The
88 provisions of subsection (c) of section 30-39 of the general statutes, as
89 amended by this act, shall not apply to festival permits."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section